

Drafting
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Clerk, U.S. Bankruptcy Court
110 U.S. Courthouse
121 W. Spring St.
New Albany, IN 47150

FILED
U.S. BANKRUPTCY CT.
NEW ALBANY, IN 47150

2016 MAY 27 PM 12:34

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY

CASE NUMBER: 10-93904-BHL-11

SOUTHERN DISTRICT
OF INDIANA
KEVIN PLAINTIFF(S)
CLERK

Veteran Denver CAPPs

v.

Eastern Livestock Company

DEFENDANT(S)

MOTION FOR Decision, And Relief Sought
[state what you want the Court to do]

I, Denver CAPPs, the plaintiff / defendant [check the appropriate box] in the
above-named proceeding, respectfully move this Court to issue an order Granting Relief
Sought For 913. ²⁴ With 10% Interest 10-12-10
[state what you want the Court to do]

The reason(s) that I am entitled to the relief I seek is the following:

Motion, "Plaintiff" Motion For Relief
Sought For Worthless Check 913. ²⁴
With 10% Interest Date: 10-12-10

Submission To The Court

(You may use additional 8 1/2 x 11 paper if needed)

I, the undersigned, declare under penalty of perjury that the information contained in this document is true and correct.

This 25 day of MAY, 2016

Signed: Wenver Capps
[your signature]

Print your name: Wenver Capps

Address: 330 Frogue Road
Burkesville, Kentucky
42717-8891

[For use if you are a prisoner:]

I hereby certify that a copy of this complaint was delivered to the prisoner mail system for mailing on

Signed: _____
[your signature]

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above Motion for was served upon
Faegre

BAKER DANIELS by U.S. MAIL at 600 E. 96th Street
[name of opposing party or counsel] [mail or hand-delivery] [address]

Suite 600 Indianapolis, on MAY 25, 2016.
Indiana 46240-3789 [date]

Signed: Wenver Capps
[your signature]

083902581
12/07/2010
398901008000092

This is a LEGAL COPY of your check. You can use it the same way you would use the original check.

Return Reason (S)
Refer to Maker

398901008000092 12/07/2010

 <p>135 WEST MARKET NEW ALBAN, OH 447150 812-434-2009</p> <p><i>Return Reason (S) Refer to Maker</i></p>		<p>Fifth Third Bank</p> <p>73-21 421</p> <p>NO. F 015706</p>	
<p>NINE HUNDRED THIRTEEN & 24/100 DOLLARS</p>			
PAY	15706 9713	DATE	AMOUNT
TO	DENVER CAPP'S	10/12/10	\$*****913.24
THE	P O BOX 975		
ORDER	BURKESVILLE KY		
OF	42717		
<p>WESTERN LIVESTOCK CO., LLC VOID IF NOT CASHED IN 90 DAYS</p> <p><i>Grant Wilson</i></p>			
<p>By _____</p> <p>#015706# 1042100272# 7480493837#</p>			

0 1 5 7 0 6 # 4 0 4 2 1 0 0 2 7 2 # 7 4 8 0 4 9 3 8 3 7 #

0 0 0 0 0 9 1 3 2 1

The undersigned Seller, in consideration of one payment herein, hereby warrants and conveys the title to said cattle against any person claiming the same or any part of them, and further warrants that this cattle are free and clear of any encumbrance or lien whatsoever save those or which consent to said sale and release of said title is endorsed on this check.

Secured Party of the Livestock, if any, hereby consents to the sale thereof and releases said livestock from any security interest or claim whatsoever.

By endorsing said instrument undersigned certifies that to the best of his/her knowledge and belief, the cattle being sold are not intended for sale to Eastern Livestock Co., LLC and are not adulterated within the meaning of the Federal Food, Drug and Cosmetic Act, i.e. none of the cattle or other ruminants have been fed any material that contains protein derived from mammalian tissue as defined by the Food & Drug Administration Regulations, specifically 21 CFR 585.200.

John C. Clegg

Witness to Signature

96397
01-0-01
2010-07-12 10:00:00

Claim No.	Creditor	Address	City	State	Zip	Original Proof of Claim Amount	Bond Payment on Claim	Other Payments and Reductions	Claim Amendments and Settlements	Final Victim Claim	Comments
249	CAMBRIDGE TRANSPORTATION	36392 Treasury Center	Chicago	IL	60504-6300	\$4,00	\$0,00	\$0,00		\$4,00	
187	CAPPS VETERAN DENVER	330 Fugate Rd. c/o Nolan M. Johnson Bass, Berry & Sims PLC 1000 Peachtree Plaza, Suite 800	Burkeville	KY	42717	\$913.24	\$0,00	\$0,00		\$813.24	
378	CATLCO LLC	Memphis	TN		38103	\$65,438.12	\$0,00			\$85,438.12	
381	CERNICH JR, LOUIS	6711 Green Meadow Ln. PO Box 1074	Torrell	TX	75160	\$308,174.58	\$13,252.09	\$0,00		\$284,921.60	
85	CHIP MILLER TRUCKING INC	PO Box 126 5161 Eagle Trotter Rd	St. George	KY	68535	\$3,870.75	\$0,00			\$3,870.75	
7	CHRISTIE FAMILY ENTERPRISES INC	10053 Hwy 121	Delta	CO	81416	\$16,729.20	\$0,00			\$16,729.20	
134	CLEVERNER, PHIL	6205 Greenbush Rd	Sweet Springs	MO	65351-2115	\$10,368.11	\$0,00			\$10,368.11	
132	COFFEY, JEREMY ADAM	1307 Upper Albion Road	Calumet	KY	42726	\$1,271.89	\$0,00			\$1,271.89	
208	COFFEYVILLE LIVESTOCK MARKET LLC	221 Lomond Lane	Confeyville	KS	67357	\$19,089.50	\$808.10	\$0,00		\$19,021.11	
481	COLLEY, CHAMP	2002 Law 2126 620765 S. 3070 Rd	Saxcote	MO	64062	\$2,688.60	\$0,00			\$2,688.60	
195	COOK TRUCKING INC	1307 Upper Albion Road	Shostrand	OK	74076	\$70,561.72	\$0,00			\$70,561.72	
81	COOPER, KEELON	221 Lomond Lane	Livingston	TN	38570	\$2,816.39	\$114.32	\$0,00		\$2,504.07	
305	CORCORAN TRUCKING INC	2682 East 13th Street	Billings	MT	59101	\$28,145.26	\$0,00			\$28,145.26	
197	GPC LIVESTOCK	443 N College Street	Tallahassee	FL	32308	\$651,045.07	\$27,750.54	\$0,00		\$462,200.44	
215	CRISWELL INC	1615 Crooked Oaks Rd.	Trenton	TN	38382	\$21,460.80	\$0,00			\$27,560.80	
481	CROMLEY, CLINTON	4625 Fulton Gulf to Rd	St. Orge	SD	51779	\$2,150.27	\$0,00			\$2,150.27	
487	CRUMBLER BROS	Withlin Falls	TX		70305	\$106,681.01	\$4,056.21	\$0,00		\$102,032.80	
220	CULIMAN STOCKYARD INC	4801 Bivins, Fulton Rd	Crofton	AL	35058	\$42,708.02	\$1,054.06	\$0,00		\$40,643.96	
68	DALE STULL TRUCKING	Box 41	Nana Vila	NM	86410-0041	\$26,293.75	\$0,00			\$26,293.75	
154	DALE STULL TRUCKING	1480 Bivins, Fulton Rd	Near Vila	NM	86430-0041	\$1,100.00	\$0,00			\$1,100.00	
361	DARNELL, CLINTON ALTON	12160 Fenton Ave.	Wheeler Creek	NC	28603	\$154,536.60	\$6,741.10	\$0,00		\$105,691.54	
350	DENNIAL & SONS CATTLE CO LLC	10004 Rein W	EJ Town	TX	71030	\$51,413.40	\$2,244.75	\$0,00		\$49,168.65	
497	DICKSON LIVESTOCK CENTER, INC.	PO Box 501	Dickson	TN	37056	\$7,832.81	\$341.90	\$0,00		\$7,480.87	
251	DOOTHAN LIVESTOCK CO	9711 Hwy 211 South	Dothan	AL	36301	\$28,683.36	\$1,252.34	\$0,00		\$27,431.02	
186	EARL VETERINARY SUPPLY INC	204 Hwy 5 South	Fayette	MO	65246	\$1,023.04	\$0,00			\$1,023.04	
481	MARKE I	PO Box 87	Philadelphia	MS	38350	\$16,383.48	\$7,15.31	\$0,00		\$15,068.17	
374	EAST TENNESSEE LIVESTOCK CENTER INC	250 Jennifer Marion, Treasurer	Sweetwater	TN	37874	\$415,930.45	\$0,00			\$305,301.07	
433	EICKE RANCH II	11886 CR 1202	Snyder	TX	78540	\$48,732.74	\$2,226.36	\$0,00		\$46,403.36	
481	EISCHIED TRUCKING, LLC	32580 45th	Molley	MN	56466	\$5,978.86	\$0,00			\$5,978.86	
227	ELIUS, RANDALL	5359 Mt. Lefford Road	Lancaster	KY	40444-0223	\$7,081.00	\$0,00			\$7,081.00	
510	EVERETT BOB	PO Box 1087	Woodlawn	OK	74044	\$24,043.00	\$0,00			\$24,043.00	
269	F & M FARMS LLC	PO Box 14	Bullard	TX	75757-0014	\$10,989.50	\$0,00			\$10,989.50	
264	FARMER, BOBBY	PO Box 77	Warrenville	NC	28693-0017	\$4,721.00	\$0,00			\$4,221.00	
481	FARMER, JOE DBIA B&F CATTLE	200 W 11th St.	Fritchland	TX	76601	\$6,761.00	\$0,00			\$6,761.00	
110	FARMERS LIVESTOCK MARKETING	12160 Fenton Ave.	Cedartige	MS	39061	\$74,191.87	\$1,056.24	\$0,00		\$73,135.63	
481	FIRST BANK (Claim Against Clinton Estate)	2501 East 10th Street, Suite 500	Indianapolis	IN	46204-2184	\$4,894,080.60	\$0,00			\$4,894,080.60	By agreement recovered claimed at \$4,894,080.60
138	FISCHER BROS. TRUCKING, LLC	28549 431st Ave.	Leesville	SD	57040	\$1,068.00	\$0,00			\$1,068.00	
455	FIVE STAR LIVESTOCK LLC	10210 Highway 62	Charleston	IN	47111-0017	\$1,735.44	\$0,00			\$1,735.44	
318	FLOOD, BRAD	910 W Main St.	Cloverport	KY	40111	\$4,050.00	\$200.00	\$0,00		\$4,446.20	
62	FNLLC	PO Box 5086	Whiteman	NE	68781	\$15,256.83	\$0,00			\$15,256.83	
540	FORT PAYNE STOCK YARD INC	PO Box 601126	Fair Payne	AL		\$4,000.00	\$0,00			\$4,000.00	
477 & 531	FOUSEK FARMS & TRUCKING LLC	28381 US Hwy 281	Amouri	SD	57313	\$11,584.81	\$0,00			\$11,584.81	